

110TH CONGRESS  
1ST SESSION

# S. 1641

To amend Public Law 87–383 to reauthorize appropriations to promote the conservation of migratory waterfowl and to offset or prevent the serious loss of important wetland and other waterfowl habitat essential to the preservation of migratory waterfowl, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

JUNE 18, 2007

Mr. COLEMAN (for himself and Mr. BAUCUS) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

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## A BILL

To amend Public Law 87–383 to reauthorize appropriations to promote the conservation of migratory waterfowl and to offset or prevent the serious loss of important wetland and other waterfowl habitat essential to the preservation of migratory waterfowl, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Wetlands Loan Act  
5       of 2007”.

1 **SEC. 2. AUTHORIZATION OF FUNDS FOR CONSERVATION OF**  
2 **MIGRATORY WATERFOWL AND HABITAT.**

3 The first section of Public Law 87–383 (16 U.S.C.  
4 715k–3) is amended—

5 (1) by striking “That in” and inserting the fol-  
6 lowing:

7 **“SECTION 1. AUTHORIZATION OF FUNDS FOR CONSERVA-**  
8 **TION OF MIGRATORY WATERFOWL HABITAT.**

9 “(a) IN GENERAL.—In”;

10 (2) by striking “for the period” and all that fol-  
11 lows through the end of the sentence and inserting  
12 “\$40,000,000 for each of fiscal years 2009 through  
13 2018.”; and

14 (3) by adding at the end the following:

15 “(b) ADVANCE TO MIGRATORY BIRD CONSERVATION  
16 FUND.—Funds appropriated pursuant to this Act shall be  
17 treated as an advance, without interest, to the Migratory  
18 Bird Conservation Fund.

19 “(c) REPAYMENT TO TREASURY.—

20 “(1) IN GENERAL.—Effective beginning July 1,  
21 2010, funds appropriated pursuant to this Act shall  
22 be repaid to the Treasury out of the Migratory Bird  
23 Conservation Fund.

24 “(2) AMOUNTS.—Repayment under this sub-  
25 section shall be made in annual amounts that are  
26 equal to the funds accruing annually to the Migra-

1 tory Bird Conservation Fund that are attributable to  
 2 the portion of the price of migratory bird hunting  
 3 stamps sold that year that is in excess of \$15 per  
 4 stamp.

5 “(3) USE OF AMOUNTS.—In any year for which  
 6 funds are not appropriated pursuant to this Act, and  
 7 no amount remains to be repaid to the Treasury out  
 8 of the Migratory Bird Conservation Fund under  
 9 paragraph (1), the total amount attributable to the  
 10 portion of the price of migratory bird hunting  
 11 stamps sold for that year that is in excess of \$15  
 12 per stamp shall be deposited in the Migratory Bird  
 13 Conservation Fund.”.

14 **SEC. 3. PRICE OF STAMPS.**

15 Section 2 of the Migratory Bird Hunting and Con-  
 16 servation Stamp Act (16 U.S.C. 718b) is amended by  
 17 striking subsection (b) and inserting the following:

18 “(b) PRICE OF STAMPS.—

19 “(1) IN GENERAL.—For each stamp sold by an  
 20 authorized entity under subsection (a)(1), the au-  
 21 thorized entity shall collect—

22 “(A) \$22 during each of hunting years  
 23 2009 through 2015;

24 “(B) \$29 during each of hunting years  
 25 2016 through 2022; and

1           “(C) \$35 during hunting year 2023 and  
2 each hunting year thereafter.

3           “(2) REPORTS.—

4           “(A) INITIAL REPORT.—Not later than 1  
5 year after the date of enactment of the Wet-  
6 lands Loan Act of 2007, the Secretary of the  
7 Interior, acting through the Director of the  
8 United States Fish and Wildlife Service, shall  
9 submit to Congress a report that includes a  
10 comparison by the Secretary of the Interior  
11 of—

12           “(i) the price of each stamp sold  
13 under subsection (a)(1) during the hunting  
14 year following the hunting year in which  
15 the Wetlands Loan Act of 2007 was en-  
16 acted; and

17           “(ii) for each hunting year during the  
18 period beginning with hunting year 1991  
19 and ending with the hunting year in which  
20 the Wetlands Loan Act of 2007 was en-  
21 acted, the purchasing power of the amount  
22 of revenue generated by the total quantity  
23 of stamps sold during the hunting year  
24 under subsection (a)(1).

1           “(B) FINAL REPORT.—Not later than 1  
2           year after the date on which the funds ad-  
3           vanced under section 1 of Public Law 87–383  
4           (16 U.S.C. 715k–3) are repaid, the Secretary of  
5           the Interior, acting through the Director of the  
6           United States Fish and Wildlife Service, shall  
7           submit to Congress a report that includes a  
8           comparison by the Secretary of the Interior  
9           of—

10                 “(i) the price of each stamp sold  
11                 under subsection (a)(1) during the hunting  
12                 year in which the funds advanced under  
13                 section 1 of Public Law 87–383 (16  
14                 U.S.C. 715k–3) are repaid; and

15                 “(ii) for each hunting year during the  
16                 period beginning with hunting year 1991  
17                 and ending with the hunting year in which  
18                 the funds advanced under section 1 of  
19                 Public Law 87–383 (16 U.S.C. 715k–3)  
20                 are repaid, the purchasing power of the  
21                 amount of revenue generated by the total  
22                 quantity of stamps sold during the hunting  
23                 year under subsection (a)(1).”.

1 **SEC. 4. SENSE OF CONGRESS REGARDING THE USE OF CER-**  
2 **TAIN FUNDS.**

3 It is the sense of Congress that—

4 (1) the funds generated pursuant to the amend-  
5 ments made by this Act—

6 (A) should be used for preserving and in-  
7 creasing waterfowl populations in accordance  
8 with the goals and objectives of the North  
9 American Waterfowl Management Plan; and

10 (B) to that end, should be used to supple-  
11 ment and not replace current conservation  
12 funding, including funding for other Federal  
13 and State habitat conservation programs;

14 (2) where practicable, fee title acquisitions  
15 under this Act should be managed for public access  
16 in accordance with the requirements of any water-  
17 fowl production area designated as a component of  
18 the National Wildlife Refuge System under section 4  
19 of the National Wildlife Refuge System Administra-  
20 tion Act of 1966 (16 U.S.C. 668dd(a)(1)); and

21 (3) this Act and the amendments made by this  
22 Act should be implemented in a manner that helps  
23 private landowners achieve long-term land use objec-  
24 tives in a manner that enhances the conservation of  
25 wetland and wildlife habitat.

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